

Tuesday, March 22, 2005

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor
Don Knabe, Supervisor Michael D. Antonovich and Chair Gloria Molina

Invocation led by Father John B. Reid, St. Michael's Orthodox Catholic Church (5).

Pledge of Allegiance led by Robert Eddings, Quartermaster, Charles F. Knauss
Memorial Post 9847, Veterans of Foreign Wars (4).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

CLOSED SESSION MATTERS

CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Los Angeles Times v. Los Angeles County Board of Supervisors, Los Angeles Superior Court Case No. BS 094186

This lawsuit concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)

NO REPORTABLE ACTION WAS TAKEN.

CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

David H. Martin, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 094 345

This is an action under the California Public Records Act seeking documents relating to Closed Session meetings of the Board of Supervisors held on September 7, 2004 and September 13, 2004. (05-0725)

NO REPORTABLE ACTION WAS TAKEN.

CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV 04-8891

These lawsuits challenge alleged curtailments at MLK/Drew Medical Center. (03-1392)

NO REPORTABLE ACTION WAS TAKEN.

CS-4. DEPARTMENT HEAD PERFORMANCE EVALUATIONS
(Government Code Section 54957)

Consideration of Department Head performance evaluations. (03-2917)

NO REPORTABLE ACTION WAS TAKEN.

CS-5.

PUBLIC EMPLOYMENT
(Government Code Section 54957)

Interview and consider candidates for appointment to the position of Chief Probation Officer.

CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency Representative: Michael J. Henry, Director of Personnel

Unrepresented Employee: Candidates for position of Chief Probation Officer
(05-0740)

NO REPORTABLE ACTION WAS TAKEN.

SET MATTERS

9:30 a.m.

- Presentation of scroll to Cynthia Banks, Chief Deputy Director, Community and Senior Services, in recognition of March 20 through 26, 2005 as "Mediation Week" throughout Los Angeles County, as arranged by Supervisor Knabe.

Presentation of scrolls to outstanding individuals, organizations and mediators of cases that demonstrate the success of the dispute resolution program, as arranged by Supervisor Knabe.

Presentation of scroll to Linda Tarnoff commending her on her 31 years of service to the 4th Supervisorial District, as arranged by Supervisor Knabe.

Presentation of scroll to Charles M. Jackson, Chief, Correctional Services Division, commending him on his retirement from the Los Angeles County Sheriff's Department after 34 years of dedicated service, as arranged by Supervisor Antonovich.

Presentation of scroll to John L. Scott, Chief, Custody Operations Division, commending him on his retirement from the Los Angeles County Sheriff's Department after 36 years of dedicated service, as arranged by Supervisor Antonovich.

Presentation of scroll to Michael S. Post, former Director of Public Safety and Chief of Police at Bob Hope Airport, commending him on his 32-year career in law enforcement and public safety, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of scroll to Juanita Unzueta commending her on her 40 years of service to the Los Angeles County Sheriff's Department, as arranged by Supervisor Molina.

Presentation of scrolls to Emily Ware and Margaret Williams, Founding Mothers of Project Jordan Program, as arranged by Supervisor Burke.

Presentation of scroll to Lyn Sherman, owner of Saddlepeak Bloodhounds Kennel in Topanga, in recognition of the championship accomplishments of "Knotty" a prize-winning liver/tan bloodhound, as arranged by Supervisor Yaroslavsky. (05-0021)

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES
TUESDAY, MARCH 22, 2005**

9:30 A.M.

- 1-D.** Recommendation: Consider the Environmental Assessment/Mitigated Negative Declaration together with any comments received during the public review process, for the commercial and residential development on a five-acre site located along the east side of Lincoln Ave. between Woodbury Rd. and Crosby St., in the West Altadena Community Redevelopment Project Area (5); find that after the incorporation of the mitigation measures identified in the Mitigation and Monitoring Plan, and required as a condition of project approval, the development will not have a significant effect on the environment; approve the Environmental Assessment/Mitigated Negative Declaration; find that the project will have no adverse effect on wildlife resources; authorize the Executive Director to complete and file with the Registrar Recorder/County Clerk, a Certificate of Exemption for the project; find that the Environmental Assessment/Mitigated Negative Declaration reflects the independent judgment of the County; instruct the Executive Director to file with the Registrar Recorder/County Clerk, a Notice of Determination, as required by California Environmental Quality Act; and to take any and all actions necessary to complete the implementation of the environmental review action for the project; approve and authorize the Executive Director to execute a Disposition and Development Agreement with Altadena Lincoln Crossing LLC, and all related documents, in amount of \$3,267,000 to provide for Phase I of the project, to be effective following approval and execution by all parties and to incorporate \$3,267,000 into the Commission's 2005-06 Fiscal Year budget, as needed, and include in future budget years through the annual budget process. (Relates to Agenda No. 3) (05-0741)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote: Unanimously carried

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE HOUSING AUTHORITY
OF THE COUNTY OF LOS ANGELES
TUESDAY, MARCH 22, 2005
9:30 A.M.**

1-
H.

Hearing to consider the proposed 2005-06 Annual Plan for the Housing Authority which updates the Housing Authority's program goals and objectives, major policies and financial resources, including the Capital Fund Annual Statement and Five-Year Action Plan, Admissions and Continued Occupancy Policy for the Conventional Public Housing Program, and Section 8 Tenant-Based Program Administrative Plan; also adopt resolution approving the Annual Plan for submission to the U.S. Department of Housing and Urban Development (HUD) and authorizing the Executive Director to take all actions required for implementation of the Plan; and authorize the Executive Director to execute all documents to receive from HUD \$6,340,254 in Capital Fund Program funds for resident programs, operating costs, and the rehabilitation of 2,365 housing units at 17 Conventional Public Housing Program developments throughout the County (All Districts). (Continued from meeting of 1-25-05 to allow for completion of the Public Comment process) (Relates to Agenda No. 2-H) (05-0246)

**THE BOARD CLOSED THE HEARING; AND CONTINUED TWO WEEKS TO APRIL
5, 2005 FOR DECISION**

[See Supporting Document](#)
[See Final Action](#)
[Video](#)

Absent: None

Vote: Unanimously carried

2-H.

Recommendation as submitted by Supervisor Burke: Instruct the Executive Director to amend the 2005-06 Annual Plan that identifies program goals, major policies and financial resources for both the Conventional Public Housing and Section 8

Tenant-Based Programs, to exclude the set-aside for up to 50 existing Mainstream Program participants, and to include exceptions to the Section 8 admission policy for applicants on parole or probation exclusively for minor offenses. (Relates to Agenda No. 1-H) (05-0766)

REFERRED BACK TO SUPERVISOR BURKE'S OFFICE

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

PUBLIC HEARINGS 1 - 13

1. Hearing on annexation of territories (Petition Nos. 78-501 and 37-203) to County Lighting Maintenance District 10049, for the installation, operation, and maintenance of street lights; also adoption of Joint Resolutions approving and accepting the negotiated exchange of property tax revenues resulting from the annexation of territories. (05-0564)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

1. DETERMINED THAT THE TERRITORIES PROPOSED FOR ANNEXATION TO COUNTY LIGHTING MAINTENANCE DISTRICT 10049 WILL BE BENEFITED BY THE ANNEXATION, AND ORDERED THAT THE BOUNDARIES OF THE DISTRICT BE ALTERED TO INCLUDE SUCH TERRITORIES; AND
2. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF TERRITORY TO COUNTY LIGHTING MAINTENANCE DISTRICT 10049, AND THE JOINT RESOLUTIONS APPROVING AND ACCEPTING THE NEGOTIATED EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM THE ANNEXATION OF PETITION NOS. 78-501 AND 37-203 TO COUNTY LIGHTING MAINTENANCE DISTRICT 10049.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video](#)

Absent: None

Vote:

Unanimously carried

2.

Hearing on annexation of Subdivision Project No. 164-1002 (L008-02) to County Lighting Maintenance District 1687 and County Lighting District LLA-1, Unincorporated Zone, unincorporated Palmdale area (5), and the levying of annual assessments within annexed territory for street lighting purposes, with a base annual assessment rate of \$5 for a single-family home for Fiscal Year 2005-06; also adoption of Joint Resolution approving and accepting the exchange of property tax revenues resulting from the annexation; and adoption of Resolution approving and accepting the exchange of property tax revenues resulting from annexation on behalf of the Palmdale Water District - Zone A. (05-0319)

THE BOARD CLOSED THE HEARING; INSTRUCTED THE EXECUTIVE OFFICER OF THE BOARD TO TABULATE THE ASSESSMENT BALLOTS SUBMITTED, AND NOT WITHDRAWN, IN SUPPORT OF OR IN OPPOSITION TO THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS FOR SUBDIVISION PROJECT NO. 164-1002 (L008-02) TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, UNINCORPORATED PALMDALE AREA (5); AND TABLED THE MATTER FOR LATER IN THE MEETING FOR A REPORT ON THE TABULATION OF THE BALLOTS AND DECISION.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

THE BOARD TOOK THE FOLLOWING ACTIONS AFTER THE REPORT BY THE EXECUTIVE OFFICER OF THE BOARD.

- 1. DETERMINED THAT NO MAJORITY PROTESTS EXISTS AGAINST THE PROPOSED ANNEXATION AND LEVY OF ASSESSMENTS FOR SUBDIVISION PROJECT NO. 164-1002 (L008-02) TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, UNINCORPORATED PALMDALE AREA;**
- 2. MADE A FINDING THAT THE ANNEXATION AND ASSESSMENTS ARE FOR THE PURPOSE OF MEETING OPERATING EXPENSES; PURCHASING SUPPLIES, EQUIPMENT, OR MATERIALS; MEETING FINANCIAL RESERVE NEEDS AND REQUIREMENTS; AND OBTAINING FUNDS FOR CAPITAL**

PROJECTS, INCLUDING THE OPERATION AND MAINTENANCE OF STREET LIGHTS NECESSARY TO MAINTAIN SERVICE WITHIN THE PROPOSED ANNEXATION AREA;

- 3. ADOPTED THE RESOLUTION ORDERING ANNEXATION OF SUBDIVISION PROJECT NO. 164-1002 (L008-02) TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687 AND COUNTY LIGHTING DISTRICT LLA-1, UNINCORPORATED ZONE, AND THE LEVYING OF ASSESSMENTS WITHIN THE ANNEXED TERRITORY FOR FISCAL YEAR 2005-06; AND**
- 4. ADOPTED THE JOINT RESOLUTION APPROVING AND ACCEPTING THE EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF PROJECT NO. 164-1002 (L008-02) TO COUNTY LIGHTING MAINTENANCE DISTRICT 1687, AND THE RESOLUTION APPROVING AND ACCEPTING THE EXCHANGE OF PROPERTY TAX REVENUES RESULTING FROM ANNEXATION OF PROJECT NO. 164-1002 (L008-02) TO THE COUNTY LIGHTING MAINTENANCE DISTRICT 1687 ON BEHALF OF THE PALMDALE WATER DISTRICT - ZONE A.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video](#)

Absent:	None
Vote:	Unanimously carried

- | | |
|----|---|
| 3. | Hearing on conveyance of approximately five acres of real property from the Community Development Commission to Altadena Lincoln Crossing LLC, in amount of \$3,267,000, located in the West Altadena Community Redevelopment Project (5) along the east side of Lincoln Ave. between Woodbury Rd. and Crosby St., for commercial and residential development consisting of a supermarket, retail building, sports club and related parking structure and a residential loft housing containing seven units; also find that conveyance of the property is not less than the fair reuse value of the property and that the development of the property will assist in the elimination of blight. (Relates to Agenda No. 1-D) (05-0713) |
|----|---|

THE BOARD CLOSED THE HEARING; ADOPTED THE RESOLUTION FINDING THAT THE SALE OF PROPERTY IN AMOUNT OF \$3,267,000 TO ALTADENA LINCOLN CROSSING LLC, LOCATED IN THE WEST ALTADENA COMMUNITY REDEVELOPMENT PROJECT AREA, IS NOT LESS THAN THE FAIR REUSE VALUE, THAT THE SALE OF THE PROPERTY WILL ASSIST IN THE ELIMINATION OF BLIGHT, AND APPROVING THE SALE AND THE DISPOSITION AND DEVELOPMENT AGREEMENT FOR COMMERCIAL AND RESIDENTIAL DEVELOPMENT.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

4.

Hearing on proposed fee increase to the Fire Department's Junior Lifeguard Program from \$340 to \$386, effective summer 2005, to meet expanding operational expenses of the Program. (05-0585)

THE BOARD CLOSED THE HEARING AND APPROVED A FEE INCREASE TO THE FIRE DEPARTMENT'S JUNIOR LIFEGUARD PROGRAM FROM \$340 TO \$386, EFFECTIVE SUMMER 2005, TO MEET INCREASED OPERATIONAL EXPENSES OF THE PROGRAM.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

5.

Hearing on proposed Department of Mental Health's revised Published Charges for Fiscal Year 2004-05 to include additional rates for Half-Day Treatment Intensive services, effective April 1, 2005. (05-0614)

THE BOARD CLOSED THE HEARING AND APPROVED THE DEPARTMENT OF MENTAL HEALTH'S REVISED PUBLISHED CHARGES FOR FISCAL YEAR 2004-05, EFFECTIVE APRIL 1, 2005.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

6.

Hearing on proposed increases to existing water supply charges by 74%, for the construction of water system improvements within existing service areas for Waterworks District No. 40, Antelope Valley (5), as follows: a) Local System Improvement Charge (per foot of benefited frontage) from \$14.61 - \$73.65 to \$25.42 - \$128.15; b) Capital Improvement (Acreage) Charge (per acre of benefited area) from \$1,267 - \$1,897 to \$2,205 - \$3,301; c) Capital Improvement (Tank Capacity Unit) Charge (per tank capacity unit) from \$480 to \$835; and d) Meter Application Processing Charge (per meter) from \$339 - \$687 to \$590 - \$1,195; and establish a new Water Supply Reliability Charge necessary to firm up the District's water supplies, as follows: a) Water Banking Fee for storing water from the California State Water Project, or any other source, for use during dry years (\$1,500 per billing unit); b) Groundwater Supply Fee for drilling groundwater wells (\$3,000 per billing unit); and c) Recycled Water Fee for the use of tertiary treated effluent from the County Sanitation Districts of Los Angeles County's water reclamation plants (\$1,400 per billing unit); also find that the project is exempt from the provisions of the California Environmental Quality Act. (Continued from meeting of 2-22-05) (05-0410)

REFERRED BACK TO THE DEPARTMENT OF PUBLIC WORKS.

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

7.

Hearing on the Brush Clearance Referee's Report to abate hazardous brush, dry grass, weeds and combustible growth or flammable vegetation, to include native and ornamental vegetation on improved parcels in the County (All Districts). (05-0218)

THE BOARD CLOSED THE HEARING; APPROVED THE BRUSH CLEARANCE REFEREE'S REPORT AND INSTRUCTED THE FIRE CHIEF TO REMOVE THE HAZARDOUS BRUSH, DRY GRASS, WEEDS, COMBUSTIBLE GROWTH OR FLAMMABLE VEGETATION, INCLUDING NATIVE AND ORNAMENTAL VEGETATION ON IMPROVED PARCELS IN THE COUNTY.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

8.

Hearing on the Weed Abatement Referee's Report to abate noxious or dangerous weeds, brush, rubbish, etc. on unimproved parcels in the County (All Districts). (05-0211)

THE BOARD CLOSED THE HEARING; APPROVED THE WEED ABATEMENT REFEREE'S REPORT AND INSTRUCTED THE AGRICULTURAL COMMISSIONER/DIRECTOR OF WEIGHTS AND MEASURES TO REMOVE THE NOXIOUS OR DANGEROUS WEEDS, BRUSH, RUBBISH, ETC. ON UNIMPROVED PARCELS IN THE COUNTY.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

9.

Hearing to vacate, with reservations, portions of Pioneer Blvd. and Floral Dr., unincorporated Whittier area (4); and find that the vacation is categorically exempt from the provisions of the California Environmental Quality Act. (05-0556)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PROPOSED VACATION IS CATEGORICALLY EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; THAT THE AREAS TO BE VACATED ARE NO LONGER NEEDED FOR PRESENT OR PROSPECTIVE PUBLIC USE AND ARE NOT USEFUL AS NONMOTORIZED TRANSPORTATION FACILITIES; AND**
- 2. ADOPTED THE RESOLUTION ORDERING THE VACATION WITH RESERVATIONS; AND INSTRUCTED THE ACTING DIRECTOR OF PUBLIC WORKS TO RECORD SAID RESOLUTION WITH THE REGISTRAR-RECORDER/COUNTY CLERK.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

10.

Hearing to vacate, with reservations, a portion of Brea Canyon Cut-off Road northwest of Pathfinder Rd., unincorporated Rowland Heights area (4); and find that the vacation is categorically exempt from the provisions of the California Environmental Quality Act. (05-0566)

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. MADE A FINDING THAT THE PROPOSED VACATION IS CATEGORICALLY EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; THAT THE AREA TO BE VACATED IS NO LONGER NEEDED FOR PRESENT OR PROSPECTIVE PUBLIC USE, AND NOT USED AS A NONMOTORIZED TRANSPORTATION FACILITY; AND**
- 2. ADOPTED THE RESOLUTION ORDERING THE VACATION WITH RESERVATIONS; AND INSTRUCTED THE ACTING DIRECTOR OF PUBLIC WORKS TO RECORD SAID RESOLUTION WITH THE REGISTRAR-RECORDER/COUNTY CLERK.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

11.

De novo hearing on Conditional Use Permit Case No. 01-241-(5), and Mitigated Negative Declaration, to authorize continued use of an existing unpermitted winery to be relocated to a new building in the A-1 zone; increase annual wine production from 15,000 to 50,000 gallons; authorize winery tours and tasting, wine bottling, retail sales, 18 annual special events with a maximum of 200 guests per event; one single family residence, one temporary office trailer, a sports and activity field, a water well to serve two parcels; and the sale of wine for on and off-site consumption on property located at 9640 Sierra Hwy., Agua Dulce, Soledad Zoned District, applied for by Agua Dulce Vineyards, LLC. (Appeal from Regional Planning Commission's approval.) (05-0701)

CONTINUED TWO WEEKS TO APRIL 5, 2005.

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video](#)

Absent: None

Vote: Unanimously carried

12. Combined hearing on the following zoning matters and to consider and certify that the Environmental Impact Report (EIR) as revised by the Final Additional Analysis concerning water supply and the Western Spadefoot Toad for the project known as West Creek has been completed in compliance with the California Environmental Quality Act (CEQA), State and County Guidelines and the Court directives in the litigation challenging the Project and reflects the independent judgment and analysis of the County; adopt the revised Mitigation Monitoring Program incorporated in the revised EIR, finding that the Mitigation Monitoring Program is adequately designed to ensure compliance with the mitigation measures during project implementation; and adopt the revised CEQA Findings and Statement of Overriding Considerations for the project located in the northern portion of unincorporated County area and within the County's Santa Clarita Valley Planning Area, Newhall Zoned District, petitioned by Newhall Land and Farming Company: **[This hearing is being conducted pursuant to a writ of mandate issued by the California Superior Court in Santa Barbara directing the County to vacate certification of the West Creek Final EIR, and ordering the water supply analysis, the cumulative impacts analysis for water supply and demand, and any other analysis related to water supply and demand contained in the EIR be revised.]** (On January 25, 2005, the Board closed the hearing with respect to the receipt of comments on environmental documentation.) (Continued from meetings of 10-26-04 and 1-25-05) (04-2805)

General-Plan and Sub-Plan Amendment Case Nos. 98-008-(5), an amendment to the Los Angeles Countywide General Plan and the Santa Clarita Valley Areawide Plan and various policy maps to facilitate construction of the West Creek mixed residential and commercial development project

Zone Change Case No. 98-008-(5), from A-2-5 to C-2-DP, OS and RPD

Conditional Use Permit Case No. 98-008-(5), to authorize the development within a Significant Ecological Area to ensure compliance with the provisions of the RPD and C-2-DP zones; and to allow development within a Hillside Management area

Oak Tree Permit Case No. 98-008-(5), to permit the removal of 13 oak trees

Parking Permit Case No. 98-008-(5), to permit off-site parking facilities for proposed commercial uses; and

Vesting Tentative Tract Map Case No. 52455-(5), to allow the creation of 1,262 residential lots, 11 commercial lots, 3 lots for recreation areas, 32 lots for paseos, trails and bridge crossings; 110 open space lots and 103 lots containing water tanks, storm water drainage facilities and private streets

THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:

- 1. APPROVED AND CERTIFIED THAT THE FINAL ENVIRONMENTAL IMPACT REPORT (EIR) AS REVISED BY THE FINAL ADDITIONAL ANALYSIS CONCERNING WATER SUPPLY AND THE WESTERN SPADEFOOT TOAD FOR THE WEST CREEK PROJECT HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA), STATE AND COUNTY GUIDELINES AND THE COURT DIRECTIVES IN THE LITIGATION CHALLENGING THE PROJECT AND REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
- 2. ADOPTED THE REVISED MITIGATION MONITORING PROGRAM INCORPORATED IN THE REVISED EIR AND REVISED CEQA ENVIRONMENTAL FINDINGS AND STATEMENT OF OVERRIDING CONSIDERATIONS FOR THE PROJECT;**
- 3. INDICATED ITS INTENT TO REINSTATE THE PREVIOUSLY ADOPTED GENERAL-PLAN AND SUB-PLAN AMENDMENT, ZONE CHANGE, CONDITIONAL USE PERMIT, OAK TREE PERMIT AND PARKING PERMIT CASE NOS. 98-008-(5); AND VESTING TENTATIVE TRACT MAP CASE NO. 52455-(5); AND**
- 4. INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY RESOLUTION, ORDINANCE, AND FINDINGS AND CONDITIONS FOR FINAL APPROVAL.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

[Video](#)

Absent: None

Vote: No: Supervisor Yaroslavsky

- 13. Combined hearing on the following zoning matters and to consider and certify that the Final Supplemental Environmental Impact Report (FSEIR) for a residential component of the project within the Pacific Concourse Business Park has been reviewed and completed in compliance with the California Environmental Quality Act (CEQA), State and County Guidelines and reflects the independent judgment of the County; adoption of the Mitigation Monitoring Program incorporated in the FSEIR, finding that the Mitigation Monitoring Program is adequately designed to ensure compliance with the mitigation measures during project implementation; and adoption of the Environmental Findings of Fact and Statement of Overriding Considerations for**

the project consisting of approximately 5 acres located on the west side of La Cienega Blvd. at Pacific Concourse Dr., in the community of Del Aire, Del Aire Zoned District, petitioned by Trammell Crow Residential: (05-0716)

General Plan Amendment Case No. 03-139-(2), an amendment to the Los Angeles Countywide General Plan land use designation from Low Density Residential to High Density Residential on the 5 acre site

Zone Change Case No. 03-139-(2), from MPD to RPD-88U

Conditional Use Permit Case No. 03-139-(2), to authorize the development of a multi-family residential project consisting of a 430 unit apartment development and appurtenant structures and facilities

Variance Case No. 03-139-(2), to authorize lot coverage up to 55% of the 5-acre site to accommodate the apartment development

Conditional Use Permit Case No. 04-114-(2), to replace Conditional Use Permit Case No. 87-060-(2), which governs the Business Park, to separate the 5-acre site proposed for apartment development from a portion of the previously approved Business Park Development

Amendment to Development Agreement No. 87-060-(2), to separate the 5-acre site, proposed for apartment development, from the previously approved Business Park Development

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. CLOSED THE HEARING WITH RESPECT TO THE RECEIPT OF ANY FURTHER COMMENTS REGARDING THE ENVIRONMENTAL DOCUMENT PREPARED FOR THE PROJECT;**
- 2. CONTINUED THE REMAINDER OF THE HEARING TO APRIL 26, 2005;**
- 3. INSTRUCTED THE STAFF OF THE REGIONAL PLANNING DEPARTMENT TO REPORT TO THE BOARD PRIOR TO THE APRIL 26, 2005 HEARING ON THE FOLLOWING:**
 - A CONSTRUCTION MITIGATION PLAN, FOR BOARD CONSIDERATION, ADDRESSING ISSUES RAISED BY THE DEL AIRE RESIDENTS AND TENANTS OF THE BUSINESS PARK;**
 - A REPORT ON WHEN THE 28 ADDITIONAL METERED PARKING FOR LA CIENEGA WILL BE INSTALLED; AND**
 - A REPORT ON THE ADDITIONAL EFFORTS OF THE APPLICANT, TRAMMELL CROW RESIDENTIAL, TO RESOLVE ISSUES WITH NEIGHBORS AND THEIR CONCERNS DISCUSSED AT THE PUBLIC**

HEARING;

- **FURTHER DOCUMENTATION FROM COUNTY COUNSEL, CHIEF ADMINISTRATIVE OFFICER AND THE ACTING DIRECTOR OF PUBLIC WORKS REGARDING EASEMENTS AND DEVELOPMENT AGREEMENT CHANGES; AND**

- 4. INSTRUCTED COUNTY COUNSEL TO REVIEW AND REPORT BACK ON THE 1988 SETTLEMENT AGREEMENT AS IT RELATES TO THE CENTURY FREEWAY PROJECT AND REPORT BACK ON WHAT DIFFERENT PROCEDURES OR REQUIREMENTS WOULD EXISTS IF THIS PROJECT IS CONVERTED TO A CONDOMINIUM PROJECT.**

[See Supporting Document](#)

[Video](#)

[Video](#)

[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

ADMINISTRATIVE MATTERS

BOARD OF SUPERVISORS (Committee of Whole) 14 - 20

- 14.** Recommendation as submitted by Supervisor Knabe: Proclaim March 21 through 27, 2005 as "Women's Military History Week" throughout Los Angeles County; and urge all citizens to honor and support any events or activities in this endeavor. (05-0753)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent:

Supervisor Yaroslavsky

Vote:

Unanimously carried

15.

Recommendation as submitted by Supervisors Antonovich and Molina: Transfer \$60 million from the County General Fund to the Department of Public Works to finance the costs of restoring the County roadways damaged as a result of the January 2005 Rainstorms, with any reimbursements made to the Department from State and Federal sources to be returned to the County's General Fund. (05-0767)

CONTINUED TWO WEEKS TO APRIL 5, 2005; AND INSTRUCTED THE CHIEF ADMINISTRATIVE OFFICER TO REPORT BACK TO THE BOARD ON THE FOLLOWING:

- 1. IN CONSULTATION WITH THE DIRECTOR OF BEACHES AND HARBORS, THE DAMAGE TO COUNTY BEACHES CAUSED BY SEVERE STORMS, FLOODING, DEBRIS FLOWS AND MUDSLIDES THAT OCCURRED OVER THE PERIOD OF DECEMBER 27, 2004 THROUGH JANUARY 11, 2005 AND HOW TO FUND REPAIRS; AND**
- 2. A THOROUGH ANALYSIS OF THE ROAD FUND.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Common Consent

16. Recommendation as submitted by Supervisor Antonovich: Establish a \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the vandalism of approximately 100 vehicles, 5 businesses and New Vista Middle School in the Lancaster area east of Sierra Hwy., since March 10, 2005. (05-0768)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

17. Recommendation as submitted by Supervisor Antonovich: Waive parking fees for 175 vehicles in amount not to exceed \$1,400, excluding the cost of liability insurance, at the Music Center Garage for participants of the Jr. Philharmonic Orchestra of California's "68th Anniversary Concert Spectacular," to be held at the Dorothy

Chandler Pavilion on April 20, 2005. (05-0757)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

18. Recommendation as submitted by Supervisor Molina: Join the World Health Organization in proclaiming March 24, 2005 as "World TB Day"; and encourage all citizens, healthcare organizations, and community coalitions throughout the County to join in the effort to prevent and eliminate Tuberculosis. (05-0765)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

19. Recommendation as submitted by Supervisor Burke: Waive fees in amount of \$235, excluding the cost of liability insurance, for use of Lennox Park for the 27th year celebration of Alcoholics Anonymous "Group Latino 24 Horas de Sobriedad," to be held March 26, 2005. (05-0739)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

20. Recommendation as submitted by Supervisor Yaroslavsky: Request the Los Angeles County Children's Planning Council to publish a report on various conditions effecting children under the care of the Probation Department, including trends over time, if known, for each of following factors, with recommendations for systems improvements and data collection efforts; and present the findings to the Board within 180 days; also instruct the Chief Administrative Officer to identify \$10,000 for the publication of the report: (05-0764)

Reasons children and youth enter the juvenile justice system;

Length of time in the system;

Recidivism rates and key factors contributing to the rates;

How resources are used for this population;

Engagement/communication efforts with parents or family members;

Educational achievement and consideration given to children and youth categorized as needing "special education"; and

Comparisons with other jurisdictions across the nation on the number or rate of incarceration of young people.

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATION 21

21. Request from the Westside Union School District: Adopt resolution authorizing the consolidation of Board Member elections with the General Statewide elections held on the first Tuesday after the first Monday in November of each even-numbered year, delaying the current scheduled Board Member election from November 8, 2005 to November 7, 2006. (Continued from meetings of 3-1-05 and 3-15-05 at the request of Supervisor Antonovich) (05-0520)

**THE BOARD DENIED THE WESTSIDE UNION SCHOOL DISTRICT'S REQUEST;
AND INSTRUCTED THE REGISTRAR-RECORDER/COUNTY CLERK TO LOOK AT
WAYS THE COUNTY CAN ASSIST SMALLER JURISDICTIONS TO LESSEN THE
FINANCIAL IMPACT OF CONDUCTING LOCAL ELECTIONS.**

[See Supporting Document](#)
[See Register/Recorder Memo](#)
[Video](#)
[See Final Action](#)

Absent: None

Vote: No: Supervisor Antonovich

ORDINANCES FOR ADOPTION 22 - 23

22.

Ordinance for adoption amending the County Code, Title 3 - Advisory Commissions and Committees, to add two parent representatives as members of the Los Angeles County Children's Planning Council. (05-0707)

**ADOPTED ORDINANCE NO. 2005-0025. THIS ORDINANCE SHALL TAKE
EFFECT APRIL 21, 2005.**

[See Supporting Document](#)
[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

23.

Ordinance for adoption amending the County Code, Title 6 - Salaries, making technical corrections and correcting errors and omissions in recently enacted ordinances. (05-0726)

**ADOPTED ORDINANCE NO. 2005-0026. THIS ORDINANCE SHALL TAKE
EFFECT PURSUANT TO SECTION 5 OF THIS ORDINANCE.**

[See Supporting Document](#)
[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

SEPARATE MATTER 24

24.

Report by the Sheriff and the Court Administrator of the North Valley District of the Superior Court on the circumstances surrounding the incident at the San Fernando Courthouse where a Deputy Alternate Public Defender was attacked by her client, as requested by Supervisor Yaroslavsky at the meeting of March 15, 2005. (05-0759)

VERBAL REPORT BY FREDERICK BENNETT, COURT COUNSEL FOR LOS ANGELES SUPERIOR COURT, JUDGE CECIL MILLS, DIRECTOR OF COURT SECURITY FOR LOS ANGELES SUPERIOR COURT, AND RICHARD MARTINEZ, CHIEF OF COURT SERVICES DIVISION, SHERIFF'S DEPARTMENT, ON CIRCUMSTANCES SURROUNDING THE INCIDENT AT THE SAN FERNANDO COURTHOUSE WHERE A DEPUTY ALTERNATE PUBLIC DEFENDER WAS ATTACKED BY HER CLIENT.

AFTER DISCUSSION, THE REPORT WAS RECEIVED AND FILED.

[See Final Action
Video](#)

Absent: None

Vote: Common Consent

MISCELLANEOUS

25. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

25-A. Recommendation as submitted by Supervisor Knabe: Waive fees in amount of \$200, excluding the cost of liability insurance, for use of one classroom and auditorium at the South Coast Botanic Garden, for the Palos Verdes Peninsula Unified School District's annual Science Fair, to be held March 23 and 24, 2005. (05-0835)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 25-B.** Recommendation as submitted by Supervisor Antonovich: Introduce, waive reading and place on agenda for adoption an ordinance amending Title 3 - Advisory Commissions and Committees, adding and amending provisions related to the staff and Executive Officer of the Civil Service Commission. (05-0832)

The staff of the commission shall be those individuals designated in the current salary ordinances of the county. Whenever a vacancy occurs in the position of executive officer of the commission, a list of qualified candidates, pursuant to the civil service provisions of the County Charter, shall be presented to the commission. The commission may interview the candidates and may recommend to the appointing authority up to three candidates for consideration. In the performance management of the executive officer of the commission, the appointing authority shall receive and incorporate the advice and information developed and provided by the commission in the goals and expectations and, at the conclusion of the rating period, the evaluation of the executive officer of the commission. Subject to the supervision of the commission, the executive officer is the administrative head of the commission staff.

CONTINUED ONE WEEK TO MARCH 29, 2005

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Common Consent

- 25-C.** Recommendation as submitted by Supervisor Antonovich: Direct the Acting Director of Public Works to provide data concerning the origin of trash going into the Lancaster Landfill over the past 12 months; and to report back to the Board within 30 days concerning steps necessary to institute a waste-shed for the Lancaster Landfill, to the extent authorized by law; also direct the Director of Planning to report back to the to the Board within 30 days concerning the status of the pending Conditional Use Permit modification application filed by the owner of the Lancaster Landfill; and send a five-signature letter to the Mayor and

City Council of the City of Palmdale requesting that the City consider similar measures for the Antelope Valley Landfill in the City of Palmdale. (05-0831)

CONTINUED TWO WEEKS TO APRIL 5, 2005

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Common Consent

- 25-D.** Recommendation as submitted by Supervisor Antonovich: Waive permit fees in amount of \$3,500, excluding the cost of liability insurance, for use of the Michael D. Antonovich Antelope Valley Courthouse for the Antelope Valley Union High School Mock Trials, held March 3, 10, 17 and 24, 2005. (05-0817)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 27. Recommendations by individual Supervisors to establish, extend or otherwise modify cash rewards for information concerning crimes, consistent with the Los Angeles County Code.**

- 27-A** Recommendation as submitted by Supervisor Burke: Establish a \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the murder of Norman Eugene Wattress who was shot and killed at a strip mall parking lot in the 7200 block of South Central Avenue, in the Florence-Firestone area, on Tuesday, February 8, 2005 at 9:00 p.m. (05-0849)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent:

None

Vote:

Unanimously carried

29. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

STEVEN BARR, KAREN OCAMB, AND MICHAEL D. PARKER ADDRESSED THE BOARD.

DR. GENEVIEVE CLAVREUL ADDRESSED THE BOARD ON THE SUBJECT OF ITEM A-3, RELATING TO RECOMMENDATIONS CONTAINED IN THE JANUARY 3, 2005 AND FEBRUARY 1, 2005, REPORTS ISSUED BY NAVIGANT CONSULTING, INC., FOR MARTIN LUTHER KING, JR./DREW MEDICAL CENTER. (05-0853)

[Video](#)

[Video \(Part 2\)](#)

Administrative Memo

During the Public Comment portion of the meeting, Michael D. Parker addressed the Board relating to the Request for Proposals for 911 ambulance services. Supervisors Molina, Antonovich and Knabe requested the Chief Administrative Officer to report back to the Board on the RFP process for 911 ambulance services including: companies that have not paid the County, vehicles listed in the RFP by bidders, and the request by Mr. Michael D. Parker for a letter of credit. (05-0887)

[Video](#)

Adjourning Motions 30

30. On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisor Molina and All Members of the Board

Eduardo "Lalo" Guerrero

Supervisor Molina

Felix Uribe, Sr.

Christopher Shawn Maya Zurita

Supervisor Burke and All Members of the Board

Dr. Ardie Ivie, Jr.

Anthony Leon Roberts

Bobbie Short

Supervisor Burke

Dr. Josie Bain

Ulishous Davis

Gloria Gary

Supervisor Yaroslavsky

Lois Dwan

Supervisor Knabe

Irene Jackson Brayton

Albert Burke

Edward Frank

Henry Juszczak

Steve Sinock

Supervisor Antonovich and All Members of the Board

Jack Phillips

Priscilla Smith

Boy Jin Wong

John Barron

Dr. Benjamin M. Bendat

Dr. Louis John Bonann

Barbara Faye Bowe

Mason M. Dixon

Robbie Drolet

Ralph H. Glavin

Murlan F. Haugen

Maxine La Breche

Sol M. Linowitz

Albert "Bino" McGlory

Walter "Chuck" Myall

Benjamin Powell

Robert Dale Reed (05-0884)

31. On motion of Supervisor Molina, and by common consent, there being no objection, Open Session adjourned to Closed Session at 1:47 p.m. following Board Order No. 30 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9

Los Angeles Times v. Los Angeles County Board of Supervisor, Los Angeles Superior Court Case No. BS 094 186

This lawsuit concerns allegations of Brown Act violations pertaining to the Board of Supervisors' Closed Sessions held on September 7, 2004 and September 13, 2004, under Item CS-2. (04-3076)

CS-2.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9

David H. Martin, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 094 345

This is an action under the California Public Records Act seeking documents relating to Closed Session meetings of the Board of Supervisors held on September 7, 2004 and September 13, 2004.(05-0725)

CS-3.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

Friends of Martin Luther King, Jr./Drew Medical Center, et al. v. County of Los Angeles, et al., U.S. District Court Case No. CV04-8891

These lawsuits challenge alleged curtailments at MLK/Drew Medical Center. (03-1392)

CS-4.

Consider Department Head performance evaluations, pursuant to Government Code Section 54957. (03-2917)

CS-5.

Public employment relating to interviewing and considering candidates for

appointment to the position of Chief Probation Officer.

Confer with Labor Negotiators, Michael J. Henry, Director of Personnel, pursuant to Government Code Section 54957.6.

Unrepresented employees (all) (05-0740)

Closed Session convened at 1:55 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

Closed Session adjourned at 5:20 p.m. Present were Supervisors Yvonne B. Burke, Zev Yaroslavsky, Don Knabe, Michael D. Antonovich and Gloria Molina, Chair presiding.

The Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 30, at 5:20 p.m. The next regular meeting of the Board will be Tuesday, March 29, 2005 at 9:30 a.m. (05-0885)

The foregoing is a fair statement of the proceedings of the meeting held March 22, 2005, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors